

1 Marie Arnold
2 10367 Perfect Parsley
3 Las Vegas, NV 89183
4 725-202-1325
5 In Pro Per

6 UNITED STATES OF DISTRICT COURT
7 NORTHERN DISTRICT OF CALIFORNIA
8 SAN JOSE DIVISION
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12 **MARIE ARNOLD,**

13
14 Plaintiff,

15 vs.

CASE NO: C 19 03920

**FIRST AMENED COMPLAINT
COURT'S LEAVE TO AMEND**

16
17 **METLIFE AUTO & HOME INSURANCE**
18 **AGENCY INC, METLIFE GROUP, INC;**
19 **BRIGHTHOUSE LIFE INSURANCE**
20 **COMPANY**

21 Defendant,
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3 Dear Court or Clerk,
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6 Plaintiff Marie Arnold pursuant Federal Rule 15 Amended and Supplemental
7 Pleadings. (a) Amendments before trial (1) amending as matter of Course. A party may amend its
8 pleading once as matter of course within: (A) 21 days after serving it, or (B) if the pleading is one to
9 which a responsive pleading is required, 21 days after service of responsive pleading or 21 days after
10 service of motion under Rule 12(b) (e) (f) which is earlier. Or (2) Other Amendments in
11 all other case, a party may amend it's pleading only with the opposing party's written
12 Consent Defendant consented amended complaint (EXHIBIT A) or the Court's leave. The Court
13 should freely give leave when justice so required.
14

15 Plaintiff was advised to amend and included another Defendant's company's name
16 to be served. Which is very substantial to Plaintiff's claim. Defendant has not responded
17 to the complaint, even with stipulation agreement to extend. Plaintiff requesting the Court's leave to
18 amend Plaintiff's complaint including a company's name and amending a claim of relief.
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20
21 Date Sept.8 ,2019

Respectfully,


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23 Marie Arnold, Plaintiff
24 Pro Se
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EXHIBIT A

Amending complaint against MetLife

Judy Lam <JLam@maynardcooper.com>

Fri 9/6/2019 12:26 PM

To: marie arnold <mariearnold1906@outlook.com>

Cc: Brannon Parker <Brannon.Parker@maynardcooper.com>

Hello Marie, we have been researching the items you raised with us but we need more time to check with the group that administers the group policies with your former employer – that is handled separately from the individual policies.

We've also asked MetLife to confirm for sure that your personal data was not compromised in the data breach you found on the government website – which affected other customers.

As for your individual policy, we have confirmed that your individual policy was issued by Brighthouse Life Insurance Company.

We are puzzled because the party named in the complaint did not issue a policy to you and we believe did not communicate with you. We believe that party should be dismissed.

Would you be willing to amend your Complaint to name the correct party and to clarify your claims ? We want to understand exactly who you believe breached your privacy and what negligence or misrepresentation you are claiming to have occurred. Alternatively, would you extend the response deadline another 2 weeks while we continue to gather information and share it with you to figure out what happened? At a minimum, the court order requires us to talk to meet and confer regarding the initial disclosures required by the court, which are due on Sept 17.

While we could file a motion to seek a more definite statement in the complaint, it would save everyone time and expense if you will agree to amend, including naming the correct party, so the correct company can respond to that amended Complaint, and the incorrect party does not need to spend legal fees to get dismissed from the case. Or we can make progress by meeting and conferring if you'll extend the deadline one more time. Please let us know by today if possible.

Thanks,

Judy

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2
3 **CERTIFICATE OF SERVICE**
4

5 **MARIE ARNOLD vs. METLIFE AUTO & HOME INSURANCE**
6 **AGENCY INC, METLIFE GROUP, INC; BRIGHTHOUSE LIFE INSURANCE**
7 **COMPANY Case No: c 19 03920**

8 I am a citizen of United States and unemployed within the Clark County aforesaid: I am over
9 the age of eighteen years and is party to the action. My address is 10367 Perfect Parsley St.
10 Las Vegas, NV 89183.

11 On the date mentioned below, I will served the following documents(s):

12 *** First Amended Complaint Court's Leave to Amend**

13 *** Proposed Order**


14 **Maynard Cooper & Gale**
15 **Judy M Lam**
16 **1901 Avenue of the stars suite 1900**
17 **Los Angeles, CA 90067**

18 **(X)** By Mail- by placing a true copy therefore enclosed in an envelope addressed
19 as set forth above.

20 **() BY FAX**

21 **() By overnight Delivery/ FEDEX**

22 I declare under penalty of perjury under the law of State of Nevada that foregoing is true and
23 correct. Executed on Sept.8,2019 at Las Vegas, Nevada.
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25 
26 Marie Arnold
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